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| <p style="text-align: center;"><b>KENTUCKY<br/>CORRECTIONS</b><br/>Policies and Procedures</p>                     | <p>Policy Number</p> <p style="text-align: center;">27-10-01</p> <p>Date Filed</p> <p style="text-align: center;">January 12, 2005</p> | <p>Total Pages</p> <p style="text-align: center;">1</p> <p>Effective Date</p> <p style="text-align: center;">May 26, 2005</p> |
| <p>Authority/References</p> <p>KRS 196.035, 439.470, 439.480, 533.250<br/>CPP 27-18-01<br/>ACA Standard 3-3219</p> | <p>Subject</p> <p style="text-align: center;"><b>PRETRIAL DIVERSION</b></p>  |   |

## I. DEFINITION

As used in this document, the following definition shall apply:

“Pretrial diversion” means a program set up in each pretrial district pursuant to KRS 533.250.

## II. POLICY and PROCEDURE

- A. The assessment procedures set forth in CPP Chapter 27 shall be followed.
- B. A records check through the National Crime Information Center (NCIC) and the Administrative Office of the Courts shall be completed on each pretrial offender.
- C. An offender shall be provided conditions of supervision consistent with his status.
- D. A pretrial diversion offender may be eligible to transfer pursuant to the Interstate Compact.
- E. Any violation shall be reported to the Commonwealth Attorney as required by KRS 533.256. An officer shall have the same authority over all persons on pretrial diversion and the case shall be supervised in the same manner as a felony probation case with the exception that a pretrial diversion offender shall not be detained for a violation of the condition of supervision document without a warrant as outlined in CPP 27-18-01.
- F. If the offender successfully completes the program, his status shall be listed as dismissed or diverted in any future presentence investigation.